IN THE HIGH COURT OF KERALA AT ERNAKAULAM

Present:

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 22ND NOVEMBER 2007/1ST AGRAHAYANA, 1929

O.P.NO: 22336 OF 1999-V

PETITIONER:

KANDOTH PRAKASH
S/O. LATE GOVINDAN NAIR
'ANUGRAHA', PUTHUTSSERY P.O.
THRISSUR DIST.

BY ADV. SHRI. M.P. ASHOK KUMAR

RESPONDENTS:

1. TAHSILDAR, THALAPPALLY TALUK, VADACKANCHERY,
THRISSUR DIST.

2. K.J. RATNAKUMARI, D/O. SREEDEVI AMMA, RAJEEVAM, TALAP

R1 BY GOVT. PLEADER SHRI. MOHAMMED PUZHAKKARA

THIS WRIT PETITION HAVING BEEN FINALLY HEARD ON 22/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P. NO: 37047/99 IN
O.P. NO: 22446/99

DISMISSED:

22/11/2007 SD/- KURIAN JOSEPH, JUDGE

APPENDIX

PETITIONER'S EXTS:

EXT.P1: PHOTOCOPY OF THE DOCUMENT NO: 1984/85 OF VADACKANCHERY SUB REGISTRY

EXT.P2: -DO- OF THE COMPLAINT IN O.S. 108/98 FILED BY THE 2ND RESPONDENT

EXT.P3: -D0- OF THE LICENSE

EXT.P4: -DO- OF THE JUDGMENT OF THE C.M.A. 124/99

EXT.P5: -DO- OF THE NOTICE COMPLAINT RECEIVED BY THE PETITIONER

jj /TRUE COPY/

P.A. TO JUDGE

KURIAN JOSEPH, J.

O.P. No.22446 of 1999

Dated this the 22nd day of November, 2007

JUDGMENT

The writ petition is filed with the following prayer:-

> a) Declare that the 1st respondent, Tahsildar has no right to pass any order or authority to decide any dispute with regard to the property situated in re-survey No.166/2 of Cheruthuruthy Village, Thalappilly Taluk, Thrissur district owned by the petitioner as evidenced by Ext.P1.

It is submitted that there is a civil suit pending between the petitioner and the 2nd respondent. The writ petition is disposed of making it clear that any further action shall only be subject to the final outcome of the civil case pending between the parties.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

O.P.No.22446 of 1999

JUDGMENT

22nd November, 2007